

REMARKS

This Application has been carefully reviewed in light of the Office Action mailed June 28, 2004. At the time of the Office Action, Claims 1-20 were pending in this Application. Applicant cancels Claims 17-20 due to an election/restriction requirement. Claims 1-16 stand rejected. Claim 9 has been amended to further define various features of Applicant's invention. Applicant respectfully requests reconsideration and favorable action in this case.

Double Patenting Rejection

The Examiner rejects Claims 1-16 based on the judicially created double patenting doctrine over Claims 1-4 of U.S. Patent 6,377,973 issued to Carl A. Gideon and assigned to Emrys Technologies, Ltd. (hereinafter "973 Patent"). Applicant respectfully submits a Terminal Disclaimer filed in compliance with 37 C.F.R. 1.321(c) to overcome these rejections.

Rejections under 35 U.S.C. § 102

Claims 1-4, 7, 9-12 and 14 stand rejected by the Examiner under 35 U.S.C. §102(b) as being anticipated by U.S. Patent 5,410,704 issued to Ronald Norden-Paul et al. ("Norden-Paul").

Norden-Paul discloses a method of performing edit procedures within the fields of a form. (Col. 2, lines 19-24). According to the teachings of Norden-Paul, responsibility for routine tasks (such as defaults, edits, calculations, and lists) is removed from the applications. (Col. 2, Lines 50-51). Instead, routine functions are associated with attributes and are automatically invoked by a separate process. (Col. 2, Lines 44-46). In this manner Norden Paul teaches a "software architecture in which edit procedures are executed by an applications manager process in a predetermined priority in response to events." (Col. 3, lines 42-45).

Claim 1 recites a client machine for remotely executing functionality comprising, among other elements, "instructions for characterizing events at the client machine as either requiring processing by the application server or processing by the view manager."

Claim 9, as amended, recites a server comprising, among other elements, "a forms manager . . . operable to direct a view manager residing on the at least one client machine . . . the

at least one client machine containing instructions for characterizing events at the client machine as either requiring processing by the server or processing by the view manager."

Applicant notes that Examiner has not described with any specificity how Norden-Paul allegedly anticipates Claims 1-4 and 7. Within the rejection of Claim 9, Examiner cites to a "forms manager" described by Norden-Paul. Applicant submits that the "forms manager" of Norden-Paul operates in order to develop forms to be displayed on a display device. (See col. 7, lines 46-48). The "forms manager" of the present invention "provides the control structures that manage the View Manager objects, respond to events, and interface with the application layer to provide program flow control." (Page 8).

Applicant respectfully submits that the cited reference fails to disclose each and every element of Applicant's invention. Norden-Paul fails to disclose a client machine for remotely executing functionality comprising "instructions for characterizing events at the client machine as either requiring processing by the application server or processing by the view manager," as recited by Claim 1. Specifically, Norden-Paul fails to disclose, teach or suggest a view manager as recited herein.

Norden-Paul also fails to disclose a server comprising, among other elements, "a forms manager . . . operable to direct a view manager residing on the at least one client machine . . . the at least one client machine containing instructions for characterizing events at the client machine as either requiring processing by the server or processing by the view manager," as recited by amended Claim 9.

Norden-Paul fails to disclose, teach or suggest the recited limitations and, therefore, cannot anticipate Claims 1 and 9. Claims 2-4 and 7 depend from allowable Claim 1 and Claims 10-12 and 14 depend from allowable Claim 9. Accordingly Applicant respectfully submits that Claims 2-4, 7, 10-12 and 14 are allowable over Norden-Paul. As such, Applicant respectfully requests that the Examiner withdraw the rejections and allow Claims 1-4, 7, 9-12 and 14.

Rejections under 35 U.S.C. §103

Claims 5-6, 8, 13 and 15-16 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Norden-Paul.

Claims 5-6 and 8 depend from and provide further patentable limitations to allowable Claim 1 and Claims 13 and 15-16 depend from and provide further patentable limitations to allowable Claim 9. Accordingly, Applicants respectfully request that the Examiner reconsider, withdraw the rejections and allow Claims 5-6, 8, 13 and 15-16.

Information Disclosure Statement

Applicant encloses an Information Disclosure Statement and PTO Form 1449 and a check in the amount of \$180.00, for the Examiner's review and consideration.

Revocation and Power of Attorney/Change of Correspondence Address

Applicant submits a Revocation and Power of Attorney, and respectfully requests that all papers pertaining to the above-captioned patent application be directed to Customer No. 31625 and all telephone calls should be directed to Brian E. Szymczak at 512.322.2548.

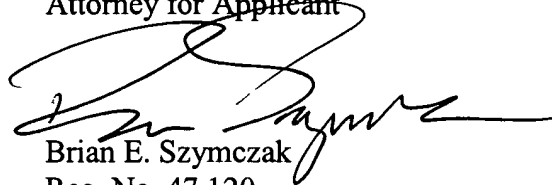
CONCLUSION

Applicant has now made an earnest effort to place this case in condition for allowance in light of the amendments and remarks set forth above. Applicant respectfully requests reconsideration of Claims 1-16.

Applicants enclose a check in the amount of \$55.00 required for the Terminal Disclaimer filing fee and a check in the amount of \$215.00 for the two-month extension fee and believe there are no additional fees due at this time. However, the Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-2148 of Baker Botts L.L.P.

If there are any matters concerning this Application that may be cleared up in a telephone conversation, please contact Applicant's attorney at 512.322.2548.

Respectfully submitted,
BAKER BOTTS L.L.P.
Attorney for Applicant



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SEND CORRESPONDENCE TO:
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Date: November 29, 2004

Attachments: Check in the amount of \$215.00 (Two-Month Extension Fee)
Check in the amount of \$55.00 (Terminal Disclaimer Filing Fee)
Terminal Disclaimer
Revocation of Power of Attorney (2)
Check in the amount of \$180.00 (Information Disclosure Statement Fee)
Information Disclosure Statement
PTO Form-1449
References